

SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 373 be amended to read as follows:

1 Page 2, after line 40, begin a new paragraph and insert:
2 "**(e) It is a defense to an action or prosecution under this section**
3 **that the person:**
4 **(1) had a good faith belief that the person was photographing,**
5 **recording, or filming evidence of illegal activity;**
6 **(2) provided the photograph, recording, or motion picture to:**
7 **(A) a law enforcement agency; or**
8 **(B) an agency with regulatory oversight of the industrial or**
9 **agricultural operation;**
10 **not later than forty-eight (48) hours after the person left the**
11 **property or premises of the agricultural or industrial**
12 **operation; and**
13 **(3) did not distribute or disseminate the photograph,**
14 **recording, or motion picture to a person that is not a law**
15 **enforcement officer or an agency with regulatory oversight of**
16 **the industrial or agricultural operation."**
(Reference is to SB 373 as printed February 15, 2013.)

Senator HOLDMAN